

1 David N. Chandler, Sr. SBN 60780
2 David N. Chandler, Jr. SBN 235427
3 DAVID N. CHANDLER, p.c.
4 1747 Fourth Street
5 Santa Rosa, CA 95404
6 Telephone: (707) 528-4331

7 Attorneys for Debtors

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9
10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 IN RE:

13 CASE No. 17-10828 WJL

14 FLOYD E. SQUIRES, III and
15 BETTY J. SQUIRES,

16 CHAPTER 11

17 Debtors.

18 / DECLARATION OF BRADFORD FLOYD IN
19 RESPONSE TO OPPOSITION TO MOTION
20 TO QUALIFY AS SPECIAL COUNSEL

21 Date: February 1, 2018

22 Time: 11:00 a.m.

23 Place: U.S. Courthouse
24 3140 Boeing Avenue
25 McKinleyville, CA

26 I, BRADFORD FLOYD, declare and say:

27 1. That if called as a witness, I am competent to testify to
28 the within matters from my own knowledge.

1. That I am an attorney licensed to practice in the State
2. of California and have been since 1988. I am admitted to practice
3. in the Northern District of California. My primary area of
4. practice is real estate and land use litigation.

5. I have represented the Debtors in the Superior Court,
6. County of Humboldt, Case No. DR 110040 since January 2011. In the
7. course of said representation, I have represented the Debtors with
8. respect to a preliminary injunction hearing which lasted over the
9. course of six months, a court trial over a six week period, and all
10. motions and oppositions. I have made all the substantive court
11. appearances on behalf of the Debtors in the matter since the
12.

1 beginning of the case in 2011.

2 4. The unsecured claim which I hold in the within case
3 arises from unpaid legal fees over the course of the said Superior
4 Court litigation.

5 5. The Deeds of Trust of which I am the beneficiary and
6 describe property of the estate were obtained in compliance with
7 CRPC Rule 3-300 and are fully disclosed.

8 6. I am mindful of CRPC Rule 3-310, am familiar with the
9 pending land use issues and the pending Superior Court litigation.
10 My interests in the real property which has been subject to the
11 litigation and my claim for compensation in the matters are not
12 adverse to the Debtors insofar as the litigation and land use
13 issues but are consistent to the extent related.

14 7. The Debtors have invested in my representation of their
15 interests and the knowledge of the factual and legal issues
16 presented.

17 8. I am regretful that the opposing parties have developed
18 a personal animus towards me from the success that the Debtors have
19 had in the litigated matter. Absent my continued representation in
20 the specific matters, the Debtors and the estate will be
21 disadvantaged due to my familiarity with the case.

22 9. Any matters which involve my interests or claims will be
23 deferred to general counsel in the case.

24 10. My representation with respect to the matters for which
25 the Debtors seek to retain me presents no concurrent conflict of
26 interest. I recognize that it is my responsibility to disclose
27 same should such a conflict arise or be identified and I will

1 immediately contact general counsel for direction. At the present
2 time, there is no conflict of interest with respect to such
3 matters.

4 Executed under penalty of perjury this 29th day of January,
5 2018 at Eureka, California.

6 /s/ Bradford Floyd
7 Bradford Floyd
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